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UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,548	04/09/2004	Robert Harold Bateman	AE-MM-11 (MST-1237 US2)

Anthony J. Janiuk  
 Waters Corporation  
 34 Maple Street  
 Milford, MA 01757



CONFIRMATION NO. 1303

## FORMALITIES LETTER



\*OC000000013048402\*

Date Mailed: 06/24/2004

Aug 24, 2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

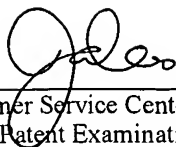
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

08/23/2004 SSESHE1 00000084 230503 10821548

01 FC:1051 130.00 DA

A handwritten signature in black ink, appearing to be 'J. Lee', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Waters



Docket No. AE-MM-11 (MST-1237 US2)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert Harold Bateman  
Jeff Brown  
Martin Green

Serial No.: 10/821,548

Filed: April 9, 2004  
Group Art: 2881

For: MASS SPECTROMETER

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8 (a)**

I hereby certify that the attached correspondence is being deposited with the United States Postal Service, as first class mail in an envelope addressed to: MailStop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 20, 2004.

Anthony J. Janiuk, Esq.

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION OF  
NON PROVISIONAL APPLICATION AND ASSIGNMENT DOCUMENTS**

MailStop: Box Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed from the Patent Office on June 24, 2004. Applicants submit the executed Declaration, Petition and Power of Attorney in compliance with 37 C.F.R. § 1.63 along with a copy of the Notice. Enclosed also is the Assignment Recordation Cover Sheet and Assignments fully executed by the Inventors and a Prepaid Return Postcard.

**FEE CALCULATION**

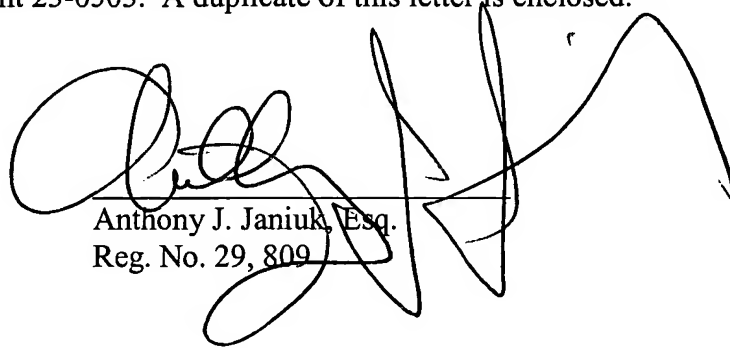
Enclosed also is the surcharge fee set forth in 37 CFR 1.16(f) of \$ 130.00 and the Assignment recordal fee of \$40.00.

Please charge the fees for filing to deposit account no. 23-0503 in the total amount of \$ 170.00. If Applicant is mistaken in estimating fees Applicant authorizes the Examiner to charge any additional fees due to Deposit Account 23-0503. A copy of this letter is enclosed for accounting purposes.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account 23-0503. A duplicate of this letter is enclosed.

Date: August 19, 2004

Tel.: (508) 482-2714  
Fax. 508 482 2320  
Customer No. 000043840



Anthony J. Janiuk, Esq.  
Reg. No. 29, 809



First Class Mail

**Waters**

August 20, 2004

MailStop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. NonProvisional Patent Application Serial No. 10/821,548  
Titled: MASS SPECTROMETER  
Filed: April 9, 2004  
Applicant: Bateman, et al  
Attorney Docket No. AE-MM-11 (MST-1237 US2)

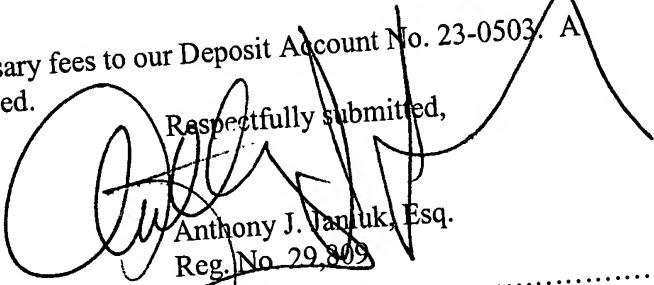
Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. First Class Mail Certificate / Transmittal Letter
2. Response To Notice To File Missing Parts Of NonProvisional Patent Application
3. Recordation Form Cover Sheet PTO-1595 (1 page, in duplicate);
4. Executed Assignments to Micromass UK Limited (3 sheets);
5. Fee Transmittal (1 sheet);
6. Declaration Power of Attorney for Utility Patent Application (3 sheets);
7. Copy of Notice To File Missing Parts Of NonProvisional Application
8. Return prepaid postcard

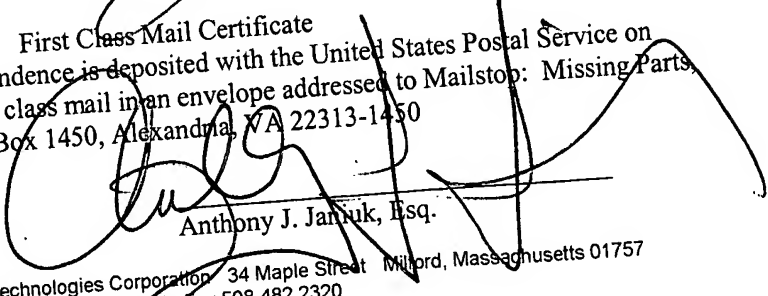
Please charge any necessary fees to our Deposit Account No. 23-0503. A duplicate of this sheet is enclosed.

Respectfully submitted,

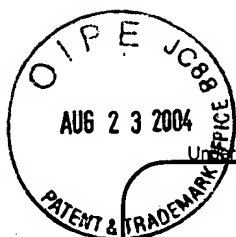
  
Anthony J. Janiuk, Esq.  
Reg. No. 29,809

First Class Mail Certificate

I hereby certify that this correspondence is deposited with the United States Postal Service on August 20, 2004, as first class mail in an envelope addressed to Mailstop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

  
Anthony J. Janiuk, Esq.

Anthony J. Janiuk, Esq. Waters Technologies Corporation 34 Maple Street Milford, Massachusetts 01757  
Tel: 508-482-2714 Fax 508.482.2320



PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/821,548

Filing Date

April 9, 2004

First Named Inventor

Bateman, et al

Art Unit

2881

Examiner Name

To be assigned

Attorney Docket Number

AE-MM-11 (MST-1237 US2)

**ENCLOSURES (Check all that apply)**

- |  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance communication to Technology Center (TC)        |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input type="checkbox"/> Amendment/Reply   | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                                   | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                                   | <input type="checkbox"/> Change of Correspondence Address                 | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |
| <input type="checkbox"/> Express Abandonment Request                                 | <input type="checkbox"/> Terminal Disclaimer                              | Assignment Cover Sheet  |
| <input checked="" type="checkbox"/> Information Disclosure Statement                 | <input type="checkbox"/> Request for Refund                               | Executed Assignments (3)  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)                      | <input type="checkbox"/> CD, Number of CD(s) _____                        | Prepaid Return Postcard   |
| <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application | <b>Remarks</b>  |   |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53         |   |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm

or

Individual name

Anthony J. Janiuk, Esq.

Signature

Date

August 20, 2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name

Anthony J. Janiuk

Signature

Date

August 20, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.